

**ASSIGNED**

## APPLICATION FOR PERMIT

Serial No. 9652

## TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office MAR 12 1933  
Returned to applicant for correction  
Corrected application filed

The undersigned E. A. Clark

Name of applicant

of Las Vegas, County of Clark

State of Nevada, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation.)

1. The source of the proposed appropriation is Artesian well in the artesian basin of Las Vegas Valley, Clark County, Nevada.

Name of stream, lake, or other source

2. The amount of water applied for is 0.40 second-feet.

One-second-foot equals 40 miners' inches

3. The water to be used for Municipal and domestic uses

Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:

The point of diversion is in the SW<sub>1</sub>/SW<sub>1</sub> of Sec. 36 T. 20 S., R. 61 E.

Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated. MDB&M from which the Southwest corner of said Sec. 36 bears S. 25° 18' W. MDB&M 497.7 feet.

## IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is \_\_\_\_\_

(b) Description of land to be irrigated Portion of W<sub>1</sub>/SW<sub>1</sub> Sec. 36, T. 20 S. R. 61 E.

Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

(c) Use will begin about \_\_\_\_\_ and end about \_\_\_\_\_, of each year.

Month Month

## IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is \_\_\_\_\_ horsepower.

(e) Works to be located

Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.

(f) Point of return of water to stream

Describe in same manner as point of diversion.

(g) State number and kinds of animals to be watered

(h) Use will begin about Jan 1st and end about Dec. 31st, of each year.

Month Month

(i) Remarks Water is to be used for municipal and domestic purposes to serve a portion of the subdivision known as Sunrise Park which is a recorded subdivision in Clark County, Nevada. This subdivision is becoming settled and is in need of an adequate protected water supply sufficient for household and yard needs.

### DESCRIPTION OF PROPOSED WORKS

Artesian well 465 feet deep with reducer and 4" gate valve 200 feet of 8" casing and 200 feet of 6" casing. Water is diverted through 4", 3", and 2½" pipes to lots in the subdivision for municipal and domestic uses. These works are already constructed and in place to properly serve the lots for which this application is being made.

5. Estimated cost of works \$3000.00

6. Estimated time required to construct works

7. Remarks

For use of applicant

E. A. Clark, Applicant.

By A. R. Thompson  
State Water Right Surveyor.

Compared RT-CT

This sheet inspected

PROTESTED 4-19-33 --by--MRS. MABEL BRENTNER, SEE. C. GRAHAM, ATT'Y. AT LAW, LAS VEGAS.  
22634.

### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all prior rights on the source. A substantial weir or measuring device must be installed and maintained at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.40 of a cubic foot per second.

Actual construction work shall begin on or before October 24, 1940

Proof of commencement of work shall be filed before November 24, 1940

Work must be prosecuted with reasonable diligence and be completed on or before October 24, 1942

Proof of completion of work shall be filed before November 24, 1942

Application of water to beneficial use shall be made on or before

October 24, 1943. Proof of the application of water to beneficial use must be filed with State Engineer on or before November 24, 1943

Man Filed March 20, 1939 JUL 13 1940 WITNESS MY HAND AND SEAL this 24th day

of commencement of work filed JUL 13 1940 of April 1940

Proof of completion of work filed JUL 13 1940 for 0.40 cfs

for Municipal + Domestic Use

Certificate No. 2538 Issued August 13, 1940, for 0.40 cfs

Recorded August 13, 1940, App. 1, 1940

Black Court Record

ALFRED MERRITT SMITH

State Engineer

H. W. Reppert, Assistant State Engineer

By

By

H. W. Reppert, Assistant State Engineer

Compared BMG-CT Absentee by 27861

A F F I D A V I T

STATE OF NEVADA )  
SS:  
COUNTY OF CLARK )

I, E. A. CLARK, being a citizen of the United States, residing at Las Vegas, Nevada, and over the age of twenty-one years, do depose and say that the following facts concerning the water situation in that certain subdivision of the County of Clark, State of Nevada, known as SUNRISE PARK TRACT NUMBER 1 are true and correct:

At the time the subdivision was started I had an agreement with Mrs. L. L. Brentner, the owner of the land of which said subdivision is a part. Under this agreement the well was to be drilled with both parties sharing the expense, the water from said well to be used to supply the prospective home owners in said subdivision. Each home owner was to be given a certain interest in the well which was his water right to assure him of a water supply as long as the well was in existence. The well was drilled in the location as shown on the accompanying map and the only expense borne by said Mrs. L. L. Brentner was the donation of one-half interest in two lots towards the expense of drilling. I paid Three Hundred Fifty (\$350.00) Dollars in cash towards the drilling of the well, purchased all of the casing and pipe lines as shown on the accompanying map.

Since the start of said subdivision said Mrs. L. L. Brentner has refused to do anything to straighten up the water situation and has never given the property owners in the subdivision an interest in the well to assure them of a proper water supply as per the original understanding. To the best of my knowledge and belief said Mrs. L. L. Brentner has never made a filing on the well, and at this time I am making an application to cover the water from the well to serve fifty-five lots in said subdivision as shown on the accompanying map, which lots my parties in interest and myself own at the present time. The well is situated on land owned by said Mrs. L. L. Brentner, but the water from said well has never been used on any other than the fifty-five lots mentioned and is not now piped to any other lots except Lots numbered 9 to 12 inclusive, in Block numbered 1 of said subdivision, which lots are now being served by the well and are owned by said Mrs. L. L. Brentner. There is no water being used on said four lots since there are no residences as yet situated thereon.

I am merely trying to protect the water interests for the property which my parties in interest and myself own and have no intention of being arbitrary towards the other property in the subdivision.

Further affiant sayeth not.

E. A. Clark

SUBSCRIBED and SWORN to before me  
this 10th day of March, 1933.

S. R. Whitehead,  
Notary Public in and for the County  
of Clark, State of Nevada.

My commission expires: July 15, 1933

(SEAL)

